UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

RAMON DIAZ and CANDACE AGATE, individually and on behalf of a class of CIVIL ACTION NO.: persons similarly situated, and on behalf of 2:19-cv-01664-MSG the BTG International, Inc., Profit Sharing 401(k) Plan, Plaintiffs, v. BTG INTERNATIONAL, INC., BTG INTERNATIONAL, INC., PROFIT SHARING 401(k) PLAN COMMITTEE with each individual committee member identified as JOHN and JANE DOES 1-20, **UNKNOWN MONITORING** DEFENDANT with individual members of the Monitoring Defendant identified as JOHN and JANE DOES 21-31 and UNKNOWN FIDUCIARIES with its individual members identified as JOHN and JANE DOES 32-42, Defendants.

PLAINTIFFS' UNOPPOSED MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT, PRELIMINARY CERTIFICATION OF SETTLEMENT CLASS, APPROVAL OF CLASS NOTICE, AND SCHEDULING OF A FAIRNESS HEARING

Plaintiffs Ramon Diaz and Candace Agate (collectively "Plaintiffs"), participants in the BTG International, Inc., Profit Sharing 401(k) Plan (the "Plan"), respectfully submit this Unopposed Motion for Preliminary Approval of the Class Action Settlement, Preliminary Certification of Settlement Class, Approval of Class Notice, and Scheduling of a Fairness Hearing ("Motion for Preliminary Approval") and respectfully move this Court for an Order (1) granting preliminary approval to the proposed Settlement Agreement entered into with

Defendants¹ (the "Settlement" or "Settlement Agreement"), (2) preliminarily certifying the

Settlement Class, (3) approving the form and manner of providing notice of the Settlement to the

proposed Settlement Class (the "Notice Plan"), and (4) scheduling a Fairness Hearing.

support of this unopposed motion, Plaintiffs have submitted a memorandum of law

contemporaneously.

For the reasons set forth in the accompanying memorandum of law, Plaintiffs submit that

the proposed Settlement is fair, reasonable, and adequate. Additionally, the proposed Settlement

Class satisfies the requirements of Federal Rule of Civil Procedure 23(a) and (b)(1), thereby

warranting preliminary certification for the purposes of this Settlement. Moreover, the Notice

Plan satisfies the requirements of due process and is consistent with that used in analogous

actions. Accordingly, Plaintiffs respectfully submit that preliminary approval of the Settlement

should be granted, the Settlement Class should be preliminarily certified, the Notice Plan should

be approved, and a Fairness Hearing should be scheduled.

A Proposed Order is submitted hereto.

DATED: August 20, 2020

Respectfully submitted,

/s/ Mark K. Gyandoh

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Class Counsel

"Defendants" refers, collectively, to BTG International, Inc., and BTG International, Inc., Profit Sharing 401(k) Plan.

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CERTIFICATE OF SERVICE

I certify that, on August 20, 2020, I caused the foregoing Plaintiffs' Unopposed Motion

for Preliminary Approval of Class Action Settlement, Preliminary Certification of Settlement

Class, Approval of Class Notice, and Scheduling of a Fairness Hearing to be filed with the Clerk

of the Court via the CM/ECF system, which will deliver notification of filing to all counsel of

record.

/s/ Mark K. Gyandoh

Mark K. Gyandoh, Esquire

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